R. O. File No. 61

1893.

Collection No.

(6)

1-2-1947

3.2.47

Impson Residency

(Pages - 11)

Pros. Serial Nos. 1 — 11

Subject.

Application to the station of (1) Act VI of 92, Act 6 amend the limitation Act & the Code of civil Procedure, (2) IX/75 Majority Act, (3) Act XIII of 1865 (Deposits Act), (4) III of 1887 Guardian & Wards Act of 1890 (Code of Civil Procedure, (6) Act VI of 87 (Companies), (7) Act I of 1891 (Cable messages, (8) Act III of 1891, Evidence Act & Code of C.P. (9) Act II of 91 (Native Marriage Act), (10) Act IV of 1 Evidence Act & Code of C P, (10) Act IX of 91, Code of civil Pn, (11) Act XVII of 1892.

Evidence Act (12) Act VI of 1892

Previous References.	Later References.
7 EB 191	

S. 97.

MGIPC—FP—52DCFMis.—(1783)—27-5-25—39,000.

7

RESIDENT'S OFFICE.

Office Note.

FILE No. 61 of 1893.

Sl. 1

Letter No. 157 ~~of 1893~~ dated 30th January 1893 from the Dist. Judge of the C & Dn. Station of Banyalam suggesting the desirability of asking the Govt. of India to extend Act VI of 1892 (An Act to amend the Indian Limitation Act 1877, and the Code of Civil Procedure) to the Station.

As the main Acts viz the Limitation Act and the Civil Procedure Code are in force in the C. & Dn. Station, it is necessary and desirable as pointed out by the Dist. Judge, that the amending Act also should be extended to the Station. But this is not the only Act that remains to be extended. The following is a list of the amending Acts that may be extended: —

Act III of 1887 (amending sec 125 of the Evidence Act)

Act VI of 1887 (amending the Indian Companies Act, 1882)

Act I of 1891 (amending the cattle-trespass Act, 1871)

Act II of 1891 (amending the Indian Christian Marriage Act, 1872)

Act III of 1891 (amending the Indian Evidence Act and the Crim. Pro. Code)

Act IV of 1891 (amending the Crim. Pro. Code)

*Act X of 1891 (amending the Penal Code and the Crim. Pro. Code)

Act XVIII of 1891 (amending the Evidence Act with respect to Bankers' Books)

Act VI of 1892 (amending the Limitation Act and the Civil Pro. Code)

*† This Act when it was a "Bill" was known as "The age of consent Bill" and met with strong opposition and disapproval in Bengal and some other parts. Perhaps the extension of this Act to the C[illegible] Station may be deferred until we see how it works elsewhere

The D[istrict] Magistrate and the D[istrict] Judge may both be asked to offer their opinion as to the desirability or otherwise of extending these Acts, and to suggest if there are other Acts the extension of which they consider expedient and useful

If approved the draft letters below may issue to these Officers

AHA
10/2/93

(Continuation of Note or Precis)

Seal No. 4.

Letter from the District Judge, C. & M. station, No. 365 dated 6th March 1893 with reference to Seal No. 2.

The District Judge states that he sees no objection to the Acts specified in the list appended to Seal No. 2 being extended to the C. & M. Station.

In addition to these enactments, he recommends the extension of

The Indian Majority Act IX of 1875 & Act V of 1887 (Amending the Code of Criml. Procedure).

With regard to the Majority Act, 1875, he observes that it is a very important Act affecting as it does the capacity of persons to contract and requiring to be applied almost every day in civil courts.

Seal No. 5.

Letter from the District Judge No. 595 dated 17th April 1893.

The Dist. Judge requests that the desirability of moving the Govt. of India to extend to the C. & M. station Act No. XIII of 1885 (The India Telegraph Act) in supersession of Act No. 1 of 1876 may be taken into consideration.

Seal No. 7

Letter from the District Magte C. & M. station, No. 207 dated 10th May 1893 in reply to Seal No. 3.

The Dist. Magte considers that it is desirable to extend the Acts referred to him for opinion.

The following is a complete list of the enactments which it is proposed to get extended to the C. & M. station:—

(11)

(1) Act IX of 1875 (The Indian Majority Act)
(2) Act XIII of 1885 (The Indian Telegraph Act)
(3) Act III of 1887 (amending Sec^n 125 of the Evidence Act)
(4) Act V of 1887 (amending the Code of Crim^l Procedure)
(5) Act VI of 1887 (amending the Indian Companies' Act, 1882)
(6) Act I of 1891 (amending the Cattle-trespass Act, 1871)
(7) Act II of 1891 (amending the Indian Christian Marriage Act, 1872.)
(8) Act III of 1891 (amending the Indian Evidence Act & the Code of Crim^l Pro^re)
(9) Act IV of 1891 (amending the Code of Crim^l Procedure).
(10) Act XVIII of 1891 (amending the Law of Evidence with respect to Bankers' Books)
(11) Act VI of 1892 (amending the Indian Limitation Act and the Code of Civil Procedure)

The extension of (1), (2), (6) and (11) was suggested by the Dist^t Judge, C & M station, and the extension of (3), (5), (6), (7), (8), (9), & (10), by this office.

As regards the Indian Majority Act, it is respectfully subd^d that by a reference to "Lists of British Enactments in force in Native States" & to the Administration Reports of the C & M station for 1888, '89, '90 & '91, it will be seen that it has not been extended. No notification seems to have been passed* prior to the rendition embodying the principles of the Act (Please see pp^s 102–108 of the "Lists of British Enactments in force in Native States"

* put up.

(Continuation of Note or Precis)

Act XIII of 1885 (the Indian Telegraph Act) may be extended in supersession of Act I of 1876 which has ceased to be law in British India.

The amendments introduced by (3), (4), (5), (6), (7), (8), (9), 10 & (11) in the list given above are useful and necessary and if extended to the C & M station will bring the law of Evidence, the Code of Criml Procedure, the Indian Companies' Act, the Cattle-trespass Act, the Indian Christian Marriage Act, the Indian Limitation Act and the Code of Civil Procedure, in force in the station, into conformity with those of British India.

The Govt of India may, it is respectfully subd, be addressed regarding the extension to the C & M. station of Bangalore of the provisions, so far as they may be applicable, of all the Acts given in the list.

Subd for favour of orders

Draft letter & 29 May '93. Gl! for need approval

Explaining the reasons for Electricity Supply Act & amend ment of Act being not

12/6

A draft letter and a draft notification are submitted for favour of approval. Publication of the draft notification in the local papers or otherwise does not seem to be necessary before submission to Govt of India, as it does not affect

The Act was extended to the C & M station by the Govt of India Notfn no 753. I. & 27 Feby 84.

put up.

to come within the provisions of the Resolution of the Govt. of India of the 8th Novr. 1882 referred to in Home Dept. No. 13 Pub. 700/709 dated 20th May 1893 × Sl. 2 A of 27-701 of. ... * Sl. 5 A of do.

Ad
224 Rest. Draft & explain the reason for asking for the extension of the Act thereto. Dft.—

To await return from Mysore 26/6

Dft approved 3/7

Draft issued

Letter No. 3162 I dated the 8th Septr. 1893 forwarding a copy of F. Dept. Notifn. No. 3056 I dated the 31st August 1893, whereby certain enactments have been extended to the C. & M. Station of Bangalore. Sl. No. 9

In para 2 of the letter the Govt of India wish to know if there is any objection to the repealing and amending Act XII of 1891 being extended to the C & M. Station, so far as it repeals or amends the enactments that are for the time being in force here. Sl. No. 9/A

(Continuation of Note or Precis.)

sl 2/A.

Before replying to the above the opinion of the District Magistrate and of the District Judge might be obtained; and copies of the I.D. notification might be sent to them for information.

Two drafts are submitted for favourable approval; one to the District Magistrate and the other to the District Judge.

sls. w.d.u.

Jd. A.R.P. 25-9-93.

Yes. Jd. H.V.L. 25-9.

(Continuation of Note or Precis)

Sl: 9/A

+ Sl: 10 & 11

Before replying to the above the opinion of the D.t Magistrate and of the D.t judge might be obtained, and copies of the I.d. Godaljee might be sent to them for information.

Two drafts are submitted for favour of approval; one to the D.t Magte and the other to the D.t judge.

Yes H.V.C
25.9.
Apd
28-9-93.

Sl: 12. Letter N.o 1929 dated 17.10.93 from the District Judge Coonatoor. —

Mr. Krishna Rao, it will be seen, is in favour of extending Act XII of 1891 to the Station, as suggested by the Government of India in para.2 of Sl: 9. The District Magte: has not yet replied to Sl: 10. and the same may be awaited before drafting a reply to the For.n Department. —

submitted. —

Awaiting Dist.t's reply.
H.V.C.
28.10

H.V.
27.10
Apd

1st Asst Regt.

The D.t Magte has not yet replied. A Reminder below might issue

since received

Yes
2/12/93

Reminder issued on 9/12/93.

Letter No. 1081 of the 18th Dec 1893 Sl No. 14
from the Dist Judge in reply to Sl No.
10.

Both the Dist Judge and the Dist Magte Sl No 12
are in favour of the extension of
Act XII of 1891 to the Cantonments
As some of the Acts partially repealed or
amended by that Act are in force
here, its extension appears to be
desirable and necessary.

A draft letter to Foreign Department
recommending the extension, together
with a draft notification, is submitted
for favour of approval.

AHP
22/12/93

Margin for binding not to be written on.

File No. 61 of 1913

A.17

Office Note.

Letter No. 3096 *dated* 17 : 9 : 1913

from the District Magistrate, Lo the Station of Myth

SUBJECT.

Application of Sec 26 of the Cattle Trespass Act to Cattle grazing in the Lo Station.

Cattle damaging crops can be seized & dealt with if impounded under Sec. 10 of the Cattle Trespass Act, I of 1871. Under Sec. 26 of this Act, the owners of pigs which cause such damage are liable to be fined. The provisions of this section can be extended to cattle grazing or specified kinds of cattle with respect to local areas of the Local Govt. The District Magistrate suggests the purpose of the Dist Supdt of Police to have the provisions of Sec. 26 applied to cattle grazing in the Lo Station.

2. It is significant that wiping Sec. 26 was limited to pigs, apparently because in Syudi times & villages, damage is done on a large measure to crops by these animals, & the legislature probably intended to

to punish the owners also so that they may take measures to stop their pigs damaging crops. This section was subsequently amplified so as to inflict punishment on the owners of stray animals as well, because according to the statement of objects & reasons, the owners actually encourage in some parts of the County, their cattle & trespass on lands & to do damage to crops. Action in other lines has been taken within a radius of 5 miles of the town of Bellary.

Reg IV.

Reg T.

3. It is not likely that cattle can constitute private compounds to purge an any large scale; & if they are, the owners of compounds should set a watch to seize the animals & send them in to the pound. If Sec: 26 be utilised to apply to cattle here, the owner of any stray intruder whose animal has trespassed into a private garden can be prosecuted under that section, so that it seems necessary to have the price convinced that the measure is really required. There is nothing here to show what is done in Municipalities in this matter.

Submitted for orders.

H.
21/9/11

+. Only owners of Cattle who

Margin for binding not to be written on.

Margin for binding not to be written on.

Notes-continued

through neglect or otherwise allow their cattle to get into compounds & cause damage, ~~cattle~~ are liable to be prosecuted and punished. Further Govt people to suffer the inconvenience of go to courts. Consequently the propo will, if sanctioned, be availed of, in serious cases of damage caus through negligence or wilfully

A.S. 21/7 Rest.

I think the proposal is a sound one. Cattle do far more damage in gardens than pigs, though personally I suffer chiefly from the predations of goats. The notification can be issued under § 26 of the Cattle Trespass Act.

MBW 26/7

Draft notification is submitted for approval.

H.P. 27/7/15 A.S. 27/7. MBW 28/7

S. 18. { Issued notification no. 30 of 30th July 1915
Issued letter no 5403 of 30.7.915

S. 2—R. P. B.—6-1914—1,500C.

No. 157

RESIDENT'S OFFICE BANGALORE No. 370 D/-1/2/93

Bangalore
30th January 1893.

From,

The District Judge
Civil and Military Station,
Bangalore.

To.

The First Assistant to the
Resident in Mysore,
Bangalore.

Sir,

I have the honor to request that you will be so good as to lay before the Resident the desirability of moving the Government of India to extend to the Civil and Military station of Bangalore, Act No. VII of 1892 (An Act to amend the Indian Limitation Act, 1877, and the Code of Civil Procedure)

2. That the amendments introduced by the said act, and more especially Sections 2 and 4 thereof are useful and necessary, I need hardly mention; and if made applicable to the

Civil

Civil and Military station, will bring the law of limitation, and Code of Civil Procedure in force in the station into conformity with those of British India.

I have the honor to be

Sir,

Your most obedient servant

P S Krishnaiah Rao

District Judge

RESIDENT'S OFFICE.

-15-

Serial No.

2

[DRAFT]—For approval.

No. 682
61.93 Encl.

Dated 24 Feb 1893. To

The Dy. Judge & the C & M. Station
Bangalore

Sir

With reference to your letter
No. 157 dated the 30th January 1893
suggesting the desirability of
getting Act VI of 1892 extended
to the C & M. Station of Bangalore,
I am directed to forward herewith
a list of the enactments for
the extension of which it is proposed
to apply to the Govt. of India,
and to ask you for favour of your
opinion on the subject and for
suggestion of any other enactments
~~for~~ the extension of which
you consider necessary or
desirable

I have &c.

Asst. Resident

AB

RESIDENT'S OFFICE.

-16-

Serial No. (3)

[DRAFT].—For approval.

No. 683 Est.
61.93

P

Dated 24th Feby 1893.

To

The D.t Magistrate
of the C & Mr-Station
Bangalore

Sir

I am directed to forward herewith a list of the enactments which it is proposed to get extended to the C & Mr Station of Bangalore, and to ask you for favor of your opinion on the subject and for any suggestion of other enactments ~~which~~ the extension of which you consider necessary or desirable

I have &c.

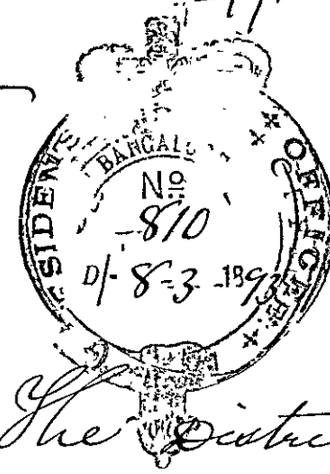
AR

Assistant Resident

-17-

Bangalore 4.
6th March 1893.

No. 365



From.

The District Judge,
Civil and Military Station
Bangalore

To,

The First Assistant Resident
in Mysore,

Sir,

This may lie over until receipt of reply from the Dist. Engr. also.
Asst + Sl. No. 2
10/3/93

With reference to your letter No. 682-61-93 of the 24th February 1893, I have the honor to state that I see no objection to the acts specified in the list appended to your letter, being extended to the Civil and Military Station.

In addition to the above enactments I would recommend the extension of the following acts, viz,

(1) The Indian Majority Act IX of 1875

(2) Act V of 1887 (amending the Code of Criminal Procedure)

3. With regard to the Majority act, 1875, I need hardly observe that it is a very important act affecting as it does the capacity of persons to contract and requiring to be applied almost every day in Civil Courts; but so far as I am aware it has not been extended to the Civil and Military Station, nor am I aware of any notification having been passed by the Chief Commissioner of Mysore prior to the rendition, embodying the principles of the act in question, which may now be said to be in force in the territories of Mysore including the Civil and Military station. Even if there should be such a notification, I am of opinion that it is high time for that notification to be cancelled, so far as regards Civil and Military station, and for act IX of 1875 to be introduced in its place.

4. With regard to act V of 1887 I am not certain if this act has been extended to Civil and Military

station

station; but if it has not been, the
desirability of getting it extended
may be considered.

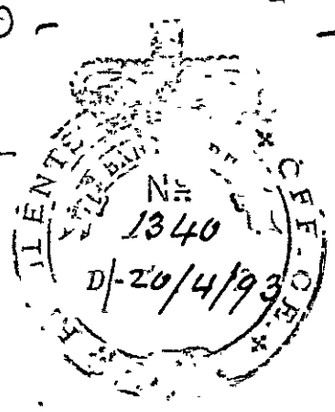
I have the honor to be
Sir,
Your most obedient servant
P S Krishnamachar
District Judge

Recd 24/4/93

5

Bangalore
17th April 1893.

No. 595



From,

The District Judge
Civil and Military Station
Bangalore

To,

The First Assistant
to the Resident in Mysore
Bangalore.

Sir,

In continuation of this office letter No. 365 dated 6th March 1893, I have the honor to request that you will be so good as to lay before the Resident the desirability of moving the Government of India to extend to the

civil

Sel No. 5 may also it is Subd. lie over until we get a reply to Sel No. 3. Subd Ver & ml. Secretariat 26th Apl'93. 45 en 3 10 Sl No. 4

Civil and Military Station of Bangalore, Act No. XIII of 1885 (The Indian Telegraph Act) in supersession of Act No. I of 1876 which has ceased to be law in British India.

I have the honor to be,

Sir,

Your most obedient servant.

P. Sriniwasa Rao

District Judge

RD

RESIDENT'S OFFICE.

Serial No.

[Draft]—For approval.

Dated 1st March 1893

No. 1479
61-93.

To

The District Magistrate
C & M station
Bangalore

*Subject

Calling for opinion on the list of enactments which it is proposed to get extended to the C & M station of Bangalore

SIR,

I am directed to invite attention to

the communication noted on the *margin, and

to request the favor of an early reply.

S.No-3. No. 683/61-93 dated 24 February/93

I have &c.,

Subsequent Reminder

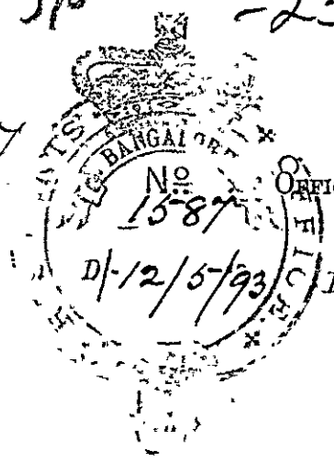
No. dated

Assistant to the Resident.

28/4

rec'd 13th May 93 -23-

No. 207



OFFICE OF THE DISTRICT MAGISTRATE,
CIVIL AND MILITARY STATION.

Bangalore, 10th May 1893

FROM

THE DISTRICT MAGISTRATE,
CIVIL AND MILITARY STATION.

To

THE First Assistant to the
Resident in Mysore.

SIR,

In Reply to your letter No 683 61-93 dated the 24th February 189 I have the honor to inform you that I consider the extension of the marginally noted Acts desirab

Act. III	of 1887
Act. VI.	
Act. I	of 1891
Act. II	
Act. III	
Act. IV	
Act. XVIII	
Act. VI.	of 1892

2. The repeal of Section 250 Crimi Procedure Code and the addition of Section 560 (Vid Criminal Procedur Code Amendment Act IV of 1891) is a very useful amendment, its non extension to the Civil and Military Station has been brought to my notice (as a hardship) by an advocate

who

who appeared before me
lately in a warrant (504 I.P.C)
Case which I dismissed.

I have the honor to be
Sir,
your most obedient servant

Edw. Hudson
Offg. District Magistrate.

21

25

Extension of certain Acts to C. and M. Station of Bangalore.

X

No. 2339—61-93, dated Bangalore, the 10th July 1893.

From—Colonel P. D. Henderson, Resident in ~~Kashmir~~, Mysore

To—The Secretary to the Government of India, Foreign Department.

I have the honour to recommend the extension to the Civil and Military Station of Bangalore of the provision, so far as they may be applicable, of the following enactments, namely:—

(*a*) Act IX of 1875 (The Indian Majority Act).

(*b*) Act XIII of 1885 (The Indian Telegraph Act).

(*c*) Act III of 1887 (amending section 125 of the Indian Evidence Act, 1872).

(*d*) Act V of 1887 (amending the Code of Criminal Procedure, 1882).

(*e*) Act VI of 1887 (amending the Indian Companies Act, 1882).

(*f*) Act I of 1891 (amending the Cattle Trespass Act, 1871).

(*g*) Act III of 1891 (amending the Indian Evidence Act, 1872, and the Code of Criminal Procedure, 1882).

(*h*) Act II of 1891 (amending the Indian Christain Marriage Act, 1872).

(*i*) Act IV of 1891 (amending the Code of Criminal Procedure, 1882).

(*j*) Act XVIII of 1891 (amending the Law of Evidence with respect to Bankers' Books).

(*k*) Act VI of 1892 (amending the Indian Limitation Act, 1877, and the Code of Civil Procedure).

2. The District Judge has brought to notice that Act IX of 1875 has not been extended to the Civil and Military Station of Bangalore, and is of opinion that its extension is desirable as it affects the capacity of persons to contract and requires to be applied frequently in Civil Courts. It is expedient that there should be uniformity and certainty respecting the age of majority as in British India.

3. Act XIII of 1885 wholly repeals the old Indian Telegraph Act of 1876 which is now in force in the Civil and Military Station.

4. Act XVIII of 1891 amends the Law of Evidence with respect to Bankers' Books. As there are several Banks in the Civil and Military Station, the extension of this Act appears to be desirable.

5. The remaining Acts are only amendments of the Acts which are already in force in the Civil and Military Station.

6. A draft Notification extending the above Acts is enclosed.

DRAFT NOTIFICATION.

Whereas the Governor-General in Council has power and jurisdiction within the Civil and Military Station of Bangalore; In exercise of such power and jurisdiction, and of the powers conferred by sections 4 and 5 of the Foreign Jurdisdiction and Extradition Act XXI of 1879, and of all other powers enabling him in this behalf, the Governor-General in Council is pleased to apply the provisions, so far as they may be applicable, of the following enactments to the Civil and Military Station of Bangalore, namely:—

(*a*) Act IX of 1875 (The Indian Majority Act).

(*b*) Act XIII of 1885 (The Indian Telegraph Act).

(*c*) Act III of 1887 (amending section 125 of the Indian Evidence Act, 1872).

(*d*) Act V of 1887 (amending the Code of Criminal Procedure, 1882).

(*e*) Act VI of 1887 (amending the Indian Companies Act, 1882).

(*f*) Act I of 1891 (amending the Cattle Trespass Act, 1871).

(*g*) Act III of 1891 (amending the Indian Evidence Act, 1872, and the Code of Criminal Procedure, 1882).

(*h*) Act II of 1891 (amending the Indian Christian Marriage Act, 1872).

(*i*) Act IV of 1891 (amending the Code of Criminal Procedure, 1882).

(*j*) Act XVIII of 1891 (amending the Law of Evidence with respect to Bankers' Books).

(*k*) Act VI of 1891 (amending the Indian Limitation Act, 1877, and the Code of Civil Procedure).

2. Foreign Department Notification No. 753-I., dated the 27th February 1884, applying the Indian Telegraph Act (I of 1876) to the Civil and Military Station of Bangalore is hereby cancelled.

No. 3162 S.

From

The Under Secretary to the
Government of India,

To

The Resident in Mysore.

Foreign Dept. } Dated Simla, the 8th September 1893

Sir,

With reference to your letter, No. 2339/61.93, dated the 10th July 1893, I am directed to forward a copy of Foreign Department notification, No. 305-61 dated the 31st August 1893, applying the provisions of certain enactments to the Civil and Military Station of Bangalore, and at the same time cancelling the marginally cited notification, which applied the Indian Telegraph Act (I of 1876) to the Civil and Military Station.

Foreign Department notification No. 753I dated the 27th February 1884.

2. The Government of India think

that the repealing and amending Act XII of 1891, which effects a large number of other enactments, might also with advantage be applied to the Civil and Military Station, Bangalore, so far as it repeals or amends any enactments for the time being applied to that place, and I am to enquire whether, in your opinion, there is any objection to this being done.

I have the honour to be,
Sir,
Your most obedient Servant,

A Grant
Under Secretary to the
Govt of India

Gazette of India 2-9-1893 Part I. P.P 509-511

Foreign Department.

Simla. 31st August 1893.

Notifications.

9/A

No. 3056-I.- Whereas the Governor General in Council has power and jurisdiction within the Civil and Military Station of Bangalore; In exercise of such power and jurisdiction, and of the powers conferred by sections 4 and 5 of the Foreign Jurisdiction and Extradition Act, XXI of 1879, and of all other powers enabling him in this behalf, the Governor-General in Council is pleased to apply the provisions, so far as they may be applicable, of the following enactments to the Civil and Military Station of Bangalore, namely:

(a) Act IX of 1875(The Indian Majority Act) as amended by Act VIII of 1890.

(b) Act XIII of 1885 (The Indian Telegraph Act) as amended by Act, XI of 1888.

(c) Act III of 1887 (amending section 125 of the Indian Evidence Act, 1872).

(d) Act V of 1887 (amending the Code of Criminal Procedure, 1882)

(e) Act VI of 1887 (amending the Indian companies Act, 1882).

(f) Act I of 1891 (amending the Cattle-trespass Act, 1871).

(g) Act II of 1891 (amending the Indian Christian Marriage Act 1872) as amended by Act XII of 1891.

(h) Act III of 1891 (amending the Indian Evidence Act, 1872, and the Code of Criminal Procedure, 1882.)

(i) Act IV of 1891 (amending the Code of Criminal Procedure, 1882) as amended by Act XII of 1891.

(j) Act XVIII of 1891 (amending the Law of Evidence with respect to Bankers' Books) as amended by Act I of 1893.

(k) Act VI of 1892 (amending the Indian Limitation Act, 1877, and the Code of Civil Procedure.)

2. Foreign Department Notification No. 753-I, dated the 27th February 1884, applying the Indian Telegraph Act (I of 1876) to the C. & M. Station of Bangalore is hereby cancelled.

RESIDENT'S OFFICE.

Serial No. 10

[DRAFT]—For approval.

No. 3390 Ext.
6.93.

To

Dated 3 Oct~~Sept~~r. 1893.

The Dist. Magistrate of the
C & M Station of Bangalore

Sir,

I am directed to send herewith for your information and for communication to the 2nd Magistrate Copy of Foreign dep't. Notification No. 3056 S. dated the 31st August 1893 extending certain enactments to the C & M Station of Bangalore.

5l. 9/A.

I am to request ~~you for~~ favour of your opinion as to whether the repealing and Amending Act XII of 1891 might also with advantage be extended to the C & M Station

of

of Bangalore, so far as it repeals or amends any enactments for the time being applied to the Station.

I have &c

H.V.C
25-9.

AR ~~Furnish~~ to the Resident.

RESIDENT'S OFFICE.

Serial No. 11

[DRAFT]—For approval.

No. 3391/61·93 Encl.

To

The Dist Judge of the C & M Station of Bangalore

Dated 3rd Oct~~Sept~~r 1893.

Sir,

Encl Nos 1, 4 & 5.

With reference to your letters Nos 157, 365 & 595 dated respectively the 30th January, 6th March and 17th April 1893, I am directed to send herewith for information a copy of ~~Foreign~~ department Notification No 3056 I, dated the 31st August 1893 extending certain enactments to the C & M Station of Bangalore.

Encl 9/A

I am to inquire whether the repealing and amending Act XII of 1891 might also with advantage be extended to the C & M Station of Bangalore, so far as it repeals

repeals or amends any enactments for the time being applied to the station.

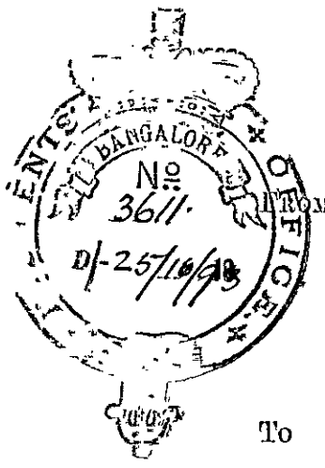
I have &c

H.V.C
25.9.

A49 First Cash to the Resident.

No. 1929

District
~~Civil and Sessions~~ Court,
Civil and Military Station,
Bangalore, 17th October 1893.



From

The District ~~Civil and Sessions~~ Judge,
Civil and Military Station,
Bangalore.

To

The First Assistant Resident
in Mysore.

Sir,

With reference to the second paragraph of your letter No. 3391-61.93 dated the 3rd instant, I have the honor to state that I am of opinion that Act XII of 1891 of the Governor-General in Council may with advantage be extended to the Civil and Military Station so far as it repeals or amends all the enactments for the time being in force as laws therein.

2. The only amendment which I at first thought might be omitted and not rendered applicable to the Station is that introduced in section 34 of the Court Fees Act VII of 1870. This amendment, I was of opinion, might work a little hardship, especially as there

are but two vendors for the whole of the Civil and Military Station and both of them are official vendors. But seeing that all our laws are made to conform, as much as possible to the laws in force in British India and that any little hardship that may be felt owing to there not being a sufficient number of vendors for the Station is one which, can be removed by the Resident as Local Government, it is perhaps on the whole, advisable to apply this amendment also to the Civil and Military Station.

I have the honor to be,

Sir

Your most obt servt

P S Krishnaswamy Rao

District Judge

RD

Serial No. 15

RESIDENT'S OFFICE.

[Draft]—For approval.

No. 4410
61.93

Dated 4th Dec 1893

To

The Dist: Magte:
& M. Station. Bangalore.

*Subject

Forwarding copy of Foreign Dept: Notification No: 3056 B.B. of the 31st August 1893, extending certain enactments into the Civil and Military Station of Bangalore, and ~~requesting to be favoured with~~ asking for his opinion as to whether the repealing and amending Act XII of 1891, might with advantage be extended to the C & M Station.

Sir,

I am directed to invite attention to

the communication noted on the *margin, and

to request the favor of an early reply.

Sl: 510.

No. 3390/6193 dated 3rd October 1893

I have &c.,

Subsequent Reminder

No. dated

1st Assistant to the Resident.

4-12-93

14

No. 1081

4409
20/12/93

OFFICE OF THE DISTRICT MAGISTRATE,
CIVIL AND MILITARY STATION.

Bangalore, 19th December 1893.

FROM

THE DISTRICT MAGISTRATE,
CIVIL AND MILITARY STATION.

To

THE First Assistant to the Resident
in Mysore.

SIR, With reference to paragraph 2 of your letter No. 3390/61-93 dated 3rd October 1893, I have the honor to state that I consid the Extension of Act XII of 1891 into Civil and Military Station is necessary inasmuch as several acts of the legislature, that are now in force in this Station, are amended thereby, and the amendments cannot be taken to be authoritative so far as they

relate to civil and military station unless this Act in question is formally extended.

I have the honor to be

Sir.

Your most obedient Servant.

Thomas Hall

District Magistrate &c.

RESIDENT'S OFFICE.

Serial No.

[DRAFT]—For approval.

RD

No. 12 Ext.
61.93

Dated 8th Jany 1894

To

The Secretary to the Govt. of India
Foreign Department

Sir,

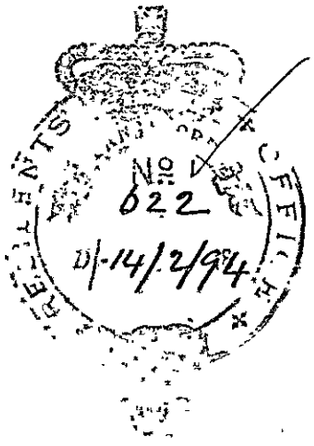
With reference to paragraph 2 of your Office letter No. 3162-I- dated the 8th September 1892, I have the honour to state that the extension of the repealing and amending Act XII of 1891 to the Civil and Military Station of Bangalore, so far as it repeals or amends any enactments for the time being in force in the Station, is very desirable

2. A draft notification extending the Act is enclosed

I have &c

for Resident

AD



o. 432-I.

GOVERNMENT OF INDIA.

FOREIGN DEPARTMENT.

NOTIFICATION.

FORT WILLIAM, *the 6th February 1894.*

Whereas the Governor-General in Council has power and jurisdiction within the Civil and Military Station of Bangalore; In exercise of such power and jurisdiction, and of the powers conferred by sections 4 and 5 of the Foreign Jurisdiction and Extradition Act, XXI of 1879, and of all other powers enabling him in this behalf, the Governor-General in Council is pleased to apply to the Civil and Military Station of Bangalore, the provisions of Act XII of 1891 (the repealing and amending Act) so far as they may be applicable, and so far as they repeal or amend any enactments for the time being applied to that place.

(Sd.) W. J. CUNINGHAM,
Offg. Secretary to the Government of India.

No. 433-I.

y forwarded to the Resident in Mysore for information, with reference to his letter No. 12—61-93, dated the 8th January 1894.

FOREIGN DEPARTMENT;
Fort William,
The 6th February 1894.

By order, etc.,

Awilliams

Under-Secy. to the Govt. of India.

ies of this notification may be sent to the Bt. Engr & Genl
Bt. Judge for information.

Exd.—W. G. B. 15-2-94

Government of India Central Printing Office.—No. 604 F/D.—7-2-94.—38.

M. 652 & 653
17-2-94.

Copy forwarded to the Asst. Magte & Collector of Bangalore for information.

SR 16-2-94

Asst. Resident

SIDENT'S OFFICE
Bangalore
No. 5516
Recd. 19/7/15
6/1/1893

No. 3096 ENCLOS. 2

Office of the District Magistrate,
CIVIL AND MILITARY STATION,

Bangalore, 17th J u l y 1915.

FROM

A. R. Cox, Esquire, B.A., I.C. S.,
District Magistrate, C. & M. Station,
B a n g a l o r e.

To

P. B. Warburton, Esq., B.A., I.C.S.,
First Assistant to the Honourable
the Resident in Mysore, Bangalore.

SIR,

In forwarding herewith a copy of letter No.70 dated the 13th July 1915, from the District Superintendent of Police, Civil and Military Station, Bangalore, suggestin that the provisions of section 26 of the Cattle Trespass Act I of 1871 should be ordered to apply to cattle generally instead of to pigs only, I have the honour to state that I entirely agree with him.

2. I would therefore request that the enclosed draft notification may be considered by the Honourable the Resident.

I have the honour to be,
Sir,
Your most obedient servant,

A R Cox

District Magistrate.

16/7/15

S. 22.—R. P. B.—7-1913—5,000.

1915

Letter No; 70 Dated the 13th July, from the District Superintendent of Police, Civil and Military Station Bangalore, to the District Magistrate Civil and Military Station Bangalore.

----------O----------

I have the honor to state that complaints are received from officers in the garrison and from private gentlemen in the Station that cattles are habitually driven into their compounds for the purpose of grazing and that damage is thereby caused to their gardens and other produce. As such damage is almost invariably done at nights,, it is not possible to catch the culprits red handed to prove that the ~~mi~~ mischief was wilfully caused by them and thus bring home a charge against them under Section 426 or 427 I.P.C.

This difficulty can be obviated if section 26 of the Cattle - Trespass Act 1871, which is in force in the Station can be made applicable to damage by whatever kind of cattle caused instead of its being applicable to damage caused by pigs. This can be effected by a notification in the official gazette in the manner suggested in the section, and if this view meets with your approval, I have the honor to request that you will kindly move the Hon'ble the Resident to issue the necessary notification accordingly.

---------O---------

" COPY

Balasundaram

SHERISTADAR.

13/7/15

Honourable the Resident in Mysore, Bangalore.

No. Dated July 1915.

N O T I F I C A T I O N .

In exercise of the powers conferred by section 26 of the Cattle Trespass Act (I of 1871) as amended by Act I of 1891, as applied to the Civil and Military Station of Bangalore, the Hon'ble the Resident in Mysore is pleased to direct with respect to the said Civil and Military Station of Bangalore, that the first portion of the said section shall be read as if it had reference to cattle generally instead of to pigs only.

By Order,

First Assistant Resident.

D r a f t .

District Magistrate.

9/7/15.
16/7/15.

S. 3.—R. P. B.—1-1915.—10,000.

File 61/93

[DRAFT.]

From P. B. Washington Lyon, I.C.S.,
First Assistant to the Resident
in Mysore

~~To~~

The Hon'ble the Resident in Mysore.

Notification
No. 30 (?) of Bangalore, 30th July 1915

In exercise of the powers conferred by section 26 of the Cattle-trespass Act, 1871, (Act I of 1871 as amended by Act I of 1899) as applied to the Cantonment of Bangalore the Resident in Mysore is pleased to direct that, within the limits of ~~the~~ the said station, the first paragraph of the said section shall be read as if the word reference

Cattle

(Continuation of Draft).

with generally instead of by
ings ong.

By order

MBW

Asst Assistant to the Resident.

W/D for publication in the Residency Index.

Secret

W. 5263

A copy of the foregoing
notification is forwarded to the
District Magistrate for information
& Enquiries for information with
reference to his letter W. 3096, dt. 17
of the 17th July 1911 for communication
to the 4th Deputy Collector.

MBW

1st Asst to Resident

H.J.
27/7/11

A.S.
29/7.

Sw 30/7/11